

Docket No. 03500.015492.  
Date: February 4, 2009

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: KAZUHIRO SUGAWARA ET AL.

Application No.: 09/888,547

For: IMAGE COMMUNICATION APPARATUS, IMAGE COMMUNICATION METHOD, AND  
MEMORY MEDIUM

Filed: June 26, 2001

Art Unit: 2441

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated November 4, 2008, of the Primary Examiner finally rejecting claims 44-49, 62, 63, 68, and 69.

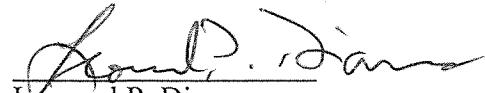
The items checked below are appropriate.

1.  Applicants hereby petition for a \_\_\_\_-month extension of time to respond to the final rejection. The \$\_\_\_\_ extension fee under 37 C.F.R. §1.17, is being filed concurrently herewith.
2.  A Petition for an additional \_\_\_\_ month extension of time to take further action, together with the \$\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed on \_\_\_\_\_.  
3.  Fee \$540.00  
 Fee \$270.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)  
 Being paid concurrently herewith.  
 Not required (fee paid in prior appeal)  
 Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4.  Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5.  Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
Leonard P. Diana  
Attorney for Applicants  
Registration No. 29,296

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200

Form #67

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